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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 JAMES M. DIDIER,

8 Plaintiff(s),

9 v.

10 NATIONSTAR MORTGAGE LLC, et al.,

11 Defendant(s).

Case No. 2:16-CV-2127 JCM (CWH)

ORDER

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13 Presently before the court is Magistrate Judge Hoffman's report and recommendation (ECF
14 No. 10) that plaintiff James Didier's ("plaintiff") motion to proceed in forma pauperis be granted
15 (ECF No. 5). No objections have been filed, and the deadline for filing objections has since passed.

16 This court "may accept, reject, or modify, in whole or in part, the findings or
17 recommendations made by the magistrate." 28 U.S.C. § 636(b)(1). Where a party timely objects
18 to a magistrate judge's report and recommendation, then the court is required to "make a de novo
19 determination of those portions of the [report and recommendation] to which objection is made."
20 28 U.S.C. § 636(b)(1).

21 Where a party fails to object, however, the court is not required to conduct "any review at
22 all . . . of any issue that is not the subject of an objection." *Thomas v. Arn*, 474 U.S. 140, 149
23 (1985). Indeed, the Ninth Circuit has recognized that a district court is not required to review a
24 magistrate judge's report and recommendation where no objections have been filed. *See United*
25 *States v. Reyna-Tapia*, 328 F.3d 1114 (9th Cir. 2003) (disregarding the standard of review
26 employed by the district court when reviewing a report and recommendation to which no
27 objections were made).

1 No party has objected to the report and recommendation. Nevertheless, this court finds it
2 appropriate to engage in a *de novo* review to determine whether to adopt the recommendation of
3 the magistrate judge. Upon reviewing the recommendation and underlying briefs, the court finds
4 that good cause appears to adopt the magistrate judge's findings. Accordingly, the court will grant
5 plaintiff's motion to proceed in forma pauperis and dismiss plaintiff's complaint with leave to
6 amend for failure to articulate the court's jurisdictional grounds.

7 Accordingly,


8 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Magistrate Judge
9 Hoffman's report and recommendation (ECF No. 10) be, and the same hereby is, ADOPTED in
10 its entirety.

11 IT IS FURTHER ORDERED that plaintiff's motion to proceed in forma pauperis (ECF
12 No. 5) be, and the same hereby is, GRANTED.

13 IT IS FURTHER ORDERED that plaintiff's complaint (ECF Nos. 1, 11) be, and the same
14 hereby is, DISMISSED without prejudice consistent with the foregoing.

15 IT IS FURTHER ORDERED that plaintiff shall have 30 days from the entry of this order
16 to file an amended complaint with the court.

17 DATED April 2, 2018.

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19 UNITED STATES DISTRICT JUDGE
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